



Order Filed on December 19, 2018  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY  
Caption in Compliance with D.N.J. LBR 9004-2(c)

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*Counsel to the Debtors and  
Debtors-in-Possession*

In re:

Duro Dyne National Corp., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

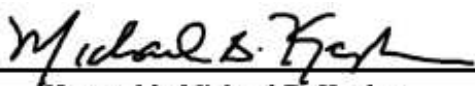
18-27963 (MBK)

(Jointly Administered)

**ORDER AUTHORIZING, BUT NOT DIRECTING, THE DEBTORS  
TO MAKE CERTAIN DISTRIBUTIONS TO  
SHAREHOLDERS ON ACCOUNT OF POST-PETITION INCOME TAXES**

The relief set forth on the following pages, numbered two (2) through and including three (3), is hereby **ORDERED**.

**DATED: December 19, 2018**

  
Honorable Michael B. Kaplan  
United States Bankruptcy Judge

Page: 2  
Debtors: Duro Dyne National Corp., *et al.*  
Case No: 18-27963 (MBK)  
Caption: Motion Authorizing, But Not Directing, the Debtors to Make Certain Distributions to Shareholders on Account of Post-Petition Income Taxes

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Upon consideration of the motion (the “Motion”)<sup>2</sup> of the above-captioned debtors and debtors-in-possession (collectively, the “Debtors”) authorizing, but not directing, the Debtors to make certain distributions to Shareholders on account of post-petition Income Taxes; and the Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Standing Order of Reference to the Bankruptcy Court Under Title 11* dated as of September 18, 2012 (Simandle, C.J.); and venue being proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and this matter being a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and notice of the Motion being sufficient under the circumstances; and it appearing that no other or further notice need be provided; and the Court having determined that the relief sought in the Motion is in the best interests of the Debtors, their estates and creditors; and after due deliberation and sufficient cause appearing therefor;

**IT IS HEREBY ORDERED THAT:**

1. The Motion is **GRANTED** as set forth herein.
2. The Debtors are authorized, but not directed, in their sole discretion, to make any and all necessary distributions to Shareholders on account of post-petition Income Taxes.
3. Notwithstanding the relief granted herein, nothing in the Motion or this Order, or any actions taken pursuant to this Order, shall be deemed: (a) as impairing the Debtors’ right to contest the amount or validity of any of taxes and fees that may be due to any taxing authority; (b) an admission as to the validity of any claim against the Debtors; (c) a waiver of the Debtors’ right to dispute any claim on any grounds; (d) a promise or requirement to pay any claim; (e) an implication or admission that any particular claim is of a type specified or defined in the Motion; or (f) a waiver of the Debtors’ rights under the Bankruptcy Code or any other applicable law.

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<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Motion.

Page: 3  
Debtors: Duro Dyne National Corp., *et al.*  
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4. The requirement set forth in Local Rule 9013-2 that any motion or other request for relief be accompanied by a memorandum of law is hereby deemed satisfied by the contents of the Motion or otherwise waived.

5. Notwithstanding the possible applicability of Bankruptcy Rule 6004(h), this Order shall be immediately effective and enforceable upon its entry.

6. The Debtors are authorized to take all actions necessary to effectuate the relief granted pursuant to this Order.

7. This Court shall retain exclusive jurisdiction to hear and decide any and all disputes related to or arising from the implementation, interpretation and enforcement of this Order.

## Imaged Certificate of Notice Page 4 of 5

United States Bankruptcy Court  
District of New JerseyIn re:  
Duro Dyne National Corp.  
DebtorCase No. 18-27963-MBK  
Chapter 11**CERTIFICATE OF NOTICE**

District/off: 0312-3

User: admin  
Form ID: pdf903Page 1 of 2  
Total Noticed: 1

Date Rcvd: Dec 20, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 22, 2018.

db +Duro Dyne National Corp., 100 Horizon Center Boulevard, Hamilton, NJ 08691-1903

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.****Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Dec 22, 2018

Signature: /s/Joseph Speetjens**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 20, 2018 at the address(es) listed below:

Christina Salem on behalf of Interested Party The North River Insurance Company  
christina.salem@kennedyscmk.com

Christina Salem on behalf of Interested Party Hartford Accident and Indemnity Company  
christina.salem@kennedyscmk.com

Daniel Keller on behalf of Interested Party Daniel Keller dkeller@kfjlegal.com

Daniel Wagner London, I on behalf of Interested Party MidStates Reinsurance Corporation  
dlondon@londonfischer.com

Denise E. Carlson on behalf of Loss Mitigation Shellpoint Mortgage Servicing  
dcarlson@kmlawgroup.com, bkgroup@kmlawgroup.com

Edwin J Harron on behalf of Other Prof. Lawrence Fitzpatrick, dlaskin@ycst.com

Jeffrey A. Cooper on behalf of Creditor 4 Site, LLC jcooper@rltlawfirm.com,  
cooperatty@aol.com;rgaydos@rltlawfirm.com

Jeffrey D. Prol on behalf of Debtor Duro Dyne National Corp. jprol@lowenstein.com,  
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Debtor Duro Dyne Machinery Corp. jprol@lowenstein.com,  
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Interested Party Duro Dyne Midwest jprol@lowenstein.com,  
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Interested Party Duro Dyne Machinery jprol@lowenstein.com,  
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Interested Party Duro Dyne Corporation jprol@lowenstein.com,  
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Debtor Duro Dyne Corporation jprol@lowenstein.com,  
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Other Prof. Getzler Henrich & Associates, LLC  
jprol@lowenstein.com, tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Interested Party Duro Dyne West jprol@lowenstein.com,  
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Debtor Duro Dyne West Corp. jprol@lowenstein.com,  
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Debtor Duro Dyne MidWest Corp. jprol@lowenstein.com,  
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey M. Sponder on behalf of U.S. Trustee U.S. Trustee jeffrey.m.sponder@usdoj.gov,  
jeffrey.m.sponder@usdoj.gov

John A. Fialcowitz on behalf of Creditor Committee Official Committee of Asbestos Claimants  
john@fialcowitzlaw.com

Jordan E. Jacobson on behalf of Creditor Pension Benefit Guaranty Corp  
jacobson.jordan@pbgc.gov, efille@pbgc.gov

Karl J. Norgaard on behalf of Unknown Role Type Undisclosed Interested Party  
knorgaard@norgaardfirm.com,  
sferreira@norgaardfirm.com;184grandno@gmail.com;kcimmino@norgaardfirm.com

District/off: 0312-3

User: admin  
Form ID: pdf903

Page 2 of 2  
Total Noticed: 1

Date Rcvd: Dec 20, 2018

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

Mark S. Lichtenstein on behalf of Interested Party Federal Insurance Company  
mlichtenstein@crowell.com, mplevin@crowell.com;tyoon@crowell.com  
Matthew B. Heimann on behalf of Creditor Mestek, Inc. and Mestek Machinery, Inc.  
mheimann@mccarter.com  
Mitchell Hausman on behalf of U.S. Trustee U.S. Trustee Mitchell.B.Hausman@usdoj.gov  
Scott S. Rever on behalf of Creditor Sheet Metal, Air, Rail & Transportation Workers  
International Association, AFL-CIO srever@wjslaw.com,  
srever@ecf.inforuptcy.com;dmendez@wjslaw.com;dmendez@ecf.inforuptcy.com  
Sean M. Beach on behalf of Other Prof. Lawrence Fitzpatrick bankfilings@ycst.com  
Sommer Leigh Ross on behalf of Interested Party MidStates Reinsurance Corporation  
slross@duanemorris.com, AutoDocketWILM@duanemorris.com  
Stephen Forte on behalf of Interested Party The North River Insurance Company  
sforte@goodwin.com, bankruptcy@goodwin.com;bankruptcyparalegal@goodwin.com;awilliams@goodwin.com  
Stephen Forte on behalf of Interested Party Hartford Accident and Indemnity Company  
sforte@goodwin.com, bankruptcy@goodwin.com;bankruptcyparalegal@goodwin.com;awilliams@goodwin.com  
U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov  
William E. McGrath, Jr on behalf of Interested Party Munich Reinsurance America, Inc. f/k/a  
American Re-Insurance Company wmcgrath@dilworthlaw.com

TOTAL: 31